IN THE HIGH COURT OF JUDICATURE AT BOMBAY NAGPUR BENCH NAGPUR.

CRIMINAL WRIT PETITION NO. 483 OF 2006

Vishal Gendlal Warthi. PETITIONER.

VERSUS

State of Maharashtra. RESPONDENT.

Smt. Nandita Dube, Counsel for the petitioner.
Shri. A. D. Sonak, APP for the State-respondent.

CORAM: K. J. ROHEE & C. L. PANGARKAR J J.
Date: 10th OCTOBER 2006.

P.C.

Rule returnable forthwith.

2. Heard finally by consent of parties.

3. By this petition under Article 226 of the Constitution of India the petitioner seeks parole for 15 days.

4. The petitioner was convicted by the Court of Sessions at Nagpur on 29.05.2003 for the offence punishable under Section 302 of the Indian Penal Code and is a life convict. Petitioner has challenged his conviction and sentence by preferring Criminal Appeal No. 462 of 2003 and the same is pending before this Court.

5. According to the petitioner, the marriage of his sister is going to be solemnised on 11.10.2006. He desires to attend the wedding of his sister and for that purpose he prayed for releasing him on parole. In support of his petition he has produced Invitation Card of the marriage of his sister which shows that the marriage will be solemnised at the Church at Nagpur on 11.10.2006 at 4.30 P. M. This fact has not been disputed on behalf of the respondents. Considering the

anxiety of the petitioner to attend the wedding of his sister, we think it expedient to grant parole for 2 weeks to him. Hence the order:

Petition is allowed. The Competent Authority is directed to release the petitioner for a period of 2 weeks on obtaining adequate surety. Communicate this order to the Jail Authority immediately. Steno copy of the order be supplied to the learned APP.

JUDGE **JUDGE**

svk